

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Intermediate Education – Sri T.Rajesh, Record Assistant, Government Junior College, Siripuram, Guntur District (Under removal) – Request for reinstatement – Relaxation of rule – Permission Accorded – Orders – Issued.

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SCHOOL EDUCATION (IE) DEPARTMENT

G.O.Rt.No.13

Dated:23-01-2017

Read the following:-

- 1.Representation of Sri T.Rajesh, Record Assistant, Government Junior College, Siripuram, Guntur District (Under removal) dated Nil.
- 2.From the Commissioner of Intermediate Education, A.P., Hyderabad Lr.Rc.No.OP.1/10226/2015, dated 18-2-2016.

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ORDER

In the reference 1st read above, Sri T.Rajesh, Record Assistant, Government Junior College, Siripuram, Guntur District (Under removal) has stated that he has applied for leave from 31-1-2009 and extended from time to time upto 11-7-2011. I have not absconded from duty and applied leave from 31-1-2009 and submitted by leave applications to the Principal from time to time. The only mistake he has done is that he has not get the leave sanctioned before proceeding on leave, for which he was imposed a great penalty of removal from service, which is against FR.18 and Rule 5-A of A.P.Leave Rules. He further stated that, he has not willfully absent from duty, but due to ill-health and personal problems, he has applied for leave from 31-1-2009 to 11-7-2011 (2 years, 5 months and 12 days), which is not exceeded five years. Hence, removal from service is contrary to the provisions of FR.18. If at all, the authorities may treat my leave as willful absence, it has to be treated as dies-non. He, therefore requested to set-aside the removal orders and requested to reinstate into service, as his leave does not exceeded five years.

2. The Commissioner of Intermediate Education, A.P., Hyderabad in the reference 2nd read above has stated that, Sri T.Rajesh, former Record Assistant, Government Junior College, Siripuram has applied Medical Leave with effect from 31.01.2009 to 21.04.2009. Again he has extended the leave from 22-4-2009 to 31-7-2009. On 28-7-2009 he has applied Extra Ordinary Leave from 31.07.2009 to 27.10.2009 and on 26.10.2009 he has extended leave up to 22.01.2010. As per the report of the Principal, GJC, Siripuram, the Regional Joint Director of Intermediate Education, Guntur the individual called for explanation for not attending the duties, failing which disciplinary action will be initiated against the individual. But the individual did not submit his explanation. Again the individual extended the leave from 23.01.2010 to 20.07.2010. The RJDIE, Guntur has framed charges against the individual for absconding from duties on 21.06.2010. Accordingly the individual submitted his defense statement in reply to charges framed against him stating that, he has applied Medical Leave from 31.01.2009 to 20.04.2009 and due to some personal family problems, he could not attend the duties properly and extend the leave. His mother was got medical problems and requested the authorities to consider his case sympathetically to sanction leave. Due to non convincible of the defense statement of the individual the RJDIE, Guntur was appointed the DVEO, Guntur as an enquiry Officer and Enquiry Officer has submitted the detailed report and concluded to take disciplinary action against the individual. Accordingly the RJDIE, Guntur issued a show cause notice to the individual on 03-05-2011 to submit his explanation within 07 days as to why the individual services should not be removed for his unauthorized absence of duty as per rules. In turn the individual has submitted the explanation on 25.05.2011 stating that, because of his personal problems and

due to ill health he could not attend the College. Finally, the RJDIE, Guntur issued removal orders to the individual on 02.06.2011.

3. Government after careful examination of the matter in detail and hereby set-aside the orders issued by the Regional Joint Director of Intermediate Education, Guntur vide Prods.Rc.No.2615/B2/2009, dated 02-06-2011 wherein the services of Sri T.Rajesh, Record Assistant, Government Junior College, Sriripuram, Guntur District has been removed. The Commissioner of Intermediate Education, A.P., Guntur is hereby directed to issue reinstatement orders to the above said individual and act as per FR.54 towards the treating the absent period subject to availability of leave of the individual.

4. The Commissioner of Intermediate Education, A.P., Guntur is therefore requested to take necessary further action accordingly and post the individual in any existing vacancy.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYANATH DAS,
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Intermediate Education, A.P., Guntur.

The individual through the Commissioner of Intermediate Education, AP., Guntur.

Copy to:

The Director of Treasuries & Accounts Officer, A.P.

The District Treasury Officer, Guntur.

The Local Fund & Audit Officer, Guntur.

The P.S. to Joint Secretary to CM.

The P.S. to M(HRD)

The P.S. to Principal Secretary to Government (SE)

SF/SC

// Forwarded :: By Order //

SECTION OFFICER